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**PATENT**

ATTORNEY DOCKET NO.: 046700-5003

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Sam KINNEY *et al.*

Serial No.: Unassigned

Filed: Herewith

For: METHOD AND SYSTEM FOR  
CONDUCTING ELECTRONIC  
AUCTIONS WITH NET PRESENT  
VALUE BIDDING



Group Art Unit: Unassigned

Examiner: Unassigned

Assistant Commissioner for Patents  
Washington, D.C. 20231

**DECLARATION FOR PATENT APPLICATION**

Sir:

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

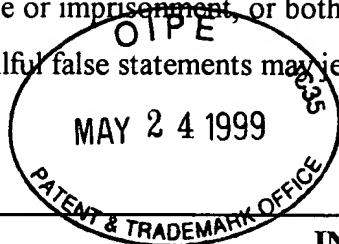
I believe I am an original, first, and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled **Method and System for Conducting Electronic Auctions With Net Present Value Bidding**, the specification of which is being filed concurrently herewith.

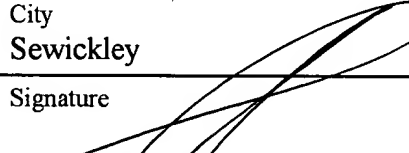
I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

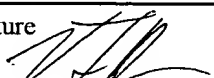
I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

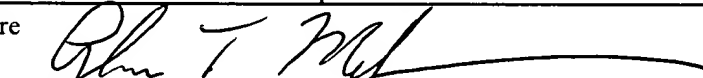
I hereby declare that all statements made herein of my knowledge are true and that all statements made of information and belief are believed to be true; and further that these statements were made with a knowledge that willful false statements in like so made are


punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

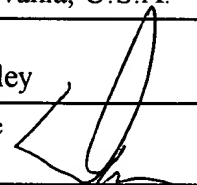



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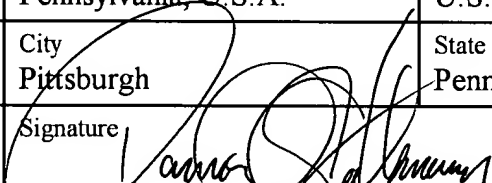
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Date <b>3-30-99</b>	Signature 	

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Date 4/1/99	Signature 	

INVENTOR 8		
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Date 3/30/1999	Signature 	

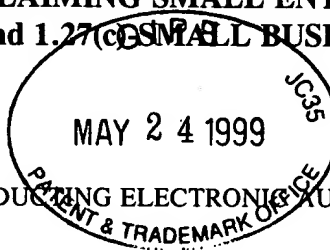
**STATEMENT CLAIMING SMALL ENTITY STATUS**  
**37 C.F.R. §§1.9(f) and 1.27(c) SMALL BUSINESS CONCERN**

Applicant or Patentee: Sam KINNEY *et al.*

Application or Patent No.: Unassigned

Filed or Issued: Herewith

Title: METHOD AND SYSTEM FOR CONDUCTING ELECTRONIC AUCTIONS WITH NET PRESENT VALUE BIDDING



I hereby state that I am

☐ the owner of the small business concern identified below:

☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: FreeMarkets OnLine, Inc.

ADDRESS OF CONCERN: One Oliver Plaza, 210 Sixth Avenue, Pittsburgh, Pennsylvania 15222

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. §121, and reproduced in 37 C.F.R. §1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled METHOD AND SYSTEM FOR CONDUCTING ELECTRONIC AUCTIONS WITH NET PRESENT VALUE BIDDING

described in:

☒ the specification filed herewith with the title as listed above.

☐ the application identified above.

☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. §1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(d) or a nonprofit organization under 37 C.F.R. §1.9(e).

NAME:		
ADDRESS:		
<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> SMALL BUSINESS CONCERN	<input type="checkbox"/> NON PROFIT ORGANIZATION
NAME:		
ADDRESS:		
<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> SMALL BUSINESS CONCERN	<input type="checkbox"/> NON PROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 C.F.R. §1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Sam E. Kinney, Jr.

TITLE OF PERSON IF OTHER THAN OWNER: Executive Vice President

ADDRESS OF PERSON SIGNING: FreeMarkets OnLine, Inc., One Oliver Plaza, 210 Sixth Avenue

Pittsburgh, Pennsylvania 15222

SIGNATURE

DATE

3/26/99